

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 395 – SB 469

April 21, 2015

SUMMARY OF ORIGINAL BILL: Exempts operators or passengers from wearing a helmet while riding a motorcycle in a parade if speed is 30 miles per hour or less, and in a funeral procession, memorial ride, or body escort detail, when either the operator or passenger is 18 years of age or older. Current law exempts operators 18 years of age or older from the helmet requirement when operating a motorcycle in a parade at speeds of 30 miles per hour or less.

CORRECTED FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – Exceeds \$9,800

Increase Federal Expenditures – Exceeds \$5,200

SUMMARY OF AMENDMENT (006917): Deletes all language of the original bill. Exempts operators or passengers from wearing a helmet while riding a motorcycle in a funeral procession, memorial ride under a police escort, or body escort detail; provided that: the driver travels at a speed not to exceed thirty (30) miles per hour; the driver or passenger is twenty-one (21) years of age or older; and the funeral procession, memorial ride, or body escort detail does not exceed a distance of fifty (50) miles.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the corrected fiscal note.

Assumptions for the bill as amended:

- The Tennessee Association of Chiefs of Police, the Tennessee Sheriffs Association, and the County Technical Assistance Services (CTAS) report that there is no operational impact that will affect their expenditures.
- The Department of Safety reports no operational impact that will affect expenditures.
- The fiscal impact of this bill is dependent upon several unknown factors such as the extent of accidents that will occur involving people who have not worn a helmet as a result of this amended bill, the timing of when any such accidents may occur, the extent of any such person's injuries when involved in an accident, whether or not they have medical insurance, and whether any such medical insurance is through a private or public provider.
- If an individual not wearing a helmet as a result of the amended bill is a TennCare enrollee or does not have insurance and the sustained injuries lead to TennCare

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eligibility, there could be a significant increase in expenditures. While costs vary depending on factors specific to each accident and the injuries sustained, historical costs for TennCare enrollees who incur head injuries can range from \$15,000 - \$60,000 per case annually.

- TennCare expenditures receive a federal match rate of 65.035 percent; thus, the recurring increase in federal expenditures would exceed \$9,755 ($\$15,000 \times .65035$); and the recurring increase in state expenditures would exceed \$5,245 ($\$15,000 \times .34965$).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "Jeffrey L. Spalding". The signature is fluid and cursive, with the first name "Jeffrey" and last name "Spalding" clearly legible.

Jeffrey L. Spalding, Executive Director

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